Steve Austin, Mayor

Commissioners: Thomas E. Davis Jan M. Hite Robert M. Mills Robert N. Pruitt



The City of Henderson

P.O. Box 716 Henderson, Kentucky 42419-0716

Russell R. Sights, City Manager William L. Newman, Jr., Assistant City Manager Dawn S. Kelsey, City Attorney Carolyn Williams, City Clerk



CERTIFICATE OF CITY CLERK

I, Carolyn Williams, hereby certify that I am duly qualified and acting City Clerk of the City of Henderson, Kentucky, that the foregoing ordinance is a true copy of Ordinance No. 06-13, introduced, read, enacted, and adopted at a properly convened meeting of said City on February 26, 2013, signed by the Mayor and attested by me as City Clerk, as shown by the official records in my custody and under my control, and that said Ordinance Summary appears as a matter of public record in the official records of said City.

I further certify that said meetings were duly held in accordance with all applicable requirements of Kentucky law, including KRS 61.810, 61.815, 61.820, and 61.823, that a quorum was present at said meeting, that said Resolution Summary has not been modified, amended, revoked, or repealed and that same is now in full force and effect.

IN WITNESS WHEREOF, I have hereto set my hand as City Clerk and the official seal of the City this 14^{th} May 2013.

Carolyn Williams, City Clerk

DATE December 22, 2014

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
EY Kandie Calinson



ORDINANCE NO. 06-13

ORDINANCE REGARDING ANNEXATION

SUMMARY: AN ORDINANCE ANNEXING CERTAIN UNINCORPORATED TERRITORY TO THE CITY OF HENDERSON, KENTUCKY, BEING LOCATED ON WATHEN LANE AS FOLLOWS: 7996 WATHEN LANE, OWNED BY BERNARD TROY BRANSON AND CONTAINING 12.03 ACRES; 8000 WATHEN LANE, OWNED BY CHRISTOPHER AND STACEY GAGER, CONTAINING 9.25 ACRES; 8070 WATHEN LANE, OWNED BY JANET WALLACE, CONTAINING 1.70 ACRES; 8140 WATHEN LANE, OWNED BY MARVIN AND CARRILEE HANCOCK, CONTAINING 1.37 ACRES; ALSO INCLUDED A 12 FT. BY 140 FT. PIECE OF RIGHT-OF-WAY RUNNING ALONG THE FRONT PROPERTY LINE OF 8180 WATHEN LANE, OWNED BY THE CITY OF HENDERSON; AND THE FOLLOWING PROPERTIES OWNED BY HIGGINSON FAMILY, LLP, 8198 WATHEN LANE, CONTAINING .70 ACRES, 8206 WATHEN LANE, CONTAINING 1.348 ACRES, 8216 WATHEN LANE, CONTAINING 1.64 ACRES AND 8222 WATHEN LANE, CONTAINING .62 ACRES

WHEREAS, pursuant to the provisions of KRS 81A.412, the City of Henderson, Kentucky, desires to annex within the corporate limits of the City of Henderson those certain unincorporated areas, which are located as follows: 7996 Wathen Lane, owned by Bernard Troy Branson and containing 12.03 acres; 8000 Wathen Lane, owned by Christopher and Stacey Gager, containing 9.25 acres; 8070 Wathen Lane, owned by Janet Wallace, containing 1.70 acres; 8140 Wathen Lane, owned by Marvin and Carrilee Hancock, containing 1.37 acres; a 12 ft. by 140 ft. piece of right-of-way running along the front property line of 8180 Wathen Lane owned by the City of Henderson; and the following properties owned by Higginson Family, LLP, 8198 Wathen Lane, containing .70 acres, 8206 Wathen Lane, containing 1.348 acres, 8216 Wathen Lane, containing 1.64 acres and 8222 Wathen Lane, containing .62 acres

WHEREAS, the real properties to be annexed meet all of the requirements of KRS 81A.410; and

WHEREAS, the owners of record of the properties to be annexed have given prior consents in writing to the annexation and have waived the waiting period therefor, copies of which consents and waivers are attached hereto, cumulatively marked Exhibit "A," and incorporated herein by reference.

NOW, THEREFORE, BE IT ORDAINED by the City of Henderson, Kentucky, as follows:

1. That the real properties located at 7996 Wathen Lane, owned by Bernard Troy Branson and containing 12.03 acres; 8000 Wathen Lane, owned by Christopher and Stacey Gager, containing 9.25 acres; 8070 Wathen Lane, owned by Janet Wallace, containing 1.70 acres; 8140 Wathen Lane, owned by Marvin and Carrilee Hancock, containing 1.37 acres; a 12 ft. by 140 ft.

PUBLICATION DATE: March 2, 2013

FIRST READING: 2/12/2013 SECOND READING: 2/26/2013 piece of right-of-way running along the front property line of 8180 Wathen Lane; and the following properties owned by Higginson Family, LLP, 8198 Wathen Lane, containing .70 acres, 8206 Wathen Lane, containing 1.348 acres, 8216 Wathen Lane, containing 1.64 acres and 8222 Wathen Lane, containing .62 acres, as described in Exhibits "A-1", and as shown on the plat attached hereto marked Exhibit "B," which exhibits are incorporated herein by reference, be and said real properties are hereby annexed to and made a part of the City of Henderson, Kentucky.

2. The zoning classifications of said properties located at 7996 Wathen Lane, 8000 Wathen Lane, 8070 Wathen Lane and 8140 Wathen Lane shall be CITY AGRICULTURAL, and properties located at 8198 Wathen Lane, 8206 Wathen Lane, 8216 Wathen Lane, and 8222 Wathen Lane and a portion of 8180 shall be zoned CITY R-4, HIGH DENSITY RESIDENTIAL DISTRICT, pursuant to the recommendation of the Henderson City-County Planning Commission by letter dated February 6, 2013, a copy of which letter, with attachments, is attached hereto and incorporated herein by reference.

All ordinances or parts of ordinances in conflict herewith are hereby repealed and superseded to the extent of such conflict.

This ordinance shall become effective upon its legal adoption.

On the first reading of this ordinance, it was moved by Commissioner Robert M. Mills , seconded by Commissioner Tom Davis , that the ordinance be adopted on its first reading.			
	On roll call the vote stood:		
	Commissioner Hite: AYE Commissioner Pruitt: AYE Commissioner Davis: AYE	Commissioner Mills: Mayor Austin:	AYE AYE
WHEREUPON, Mayor Austin declared the ordinance adopted on first reading and ordered that it be presented for second reading at a meeting of the Board of Commissioners.			
Robert M. Mordinance be a			Commissioner, that the
WHEREUPON, the vote was called. On roll call the vote stood:			
	Commissioner Hite: AYE Commissioner Pruitt: AYE Commissioner Davis: AYE	Commissioner Mills: Mayor Austin:	AYE AYE

WHEREUPON, Mayor Austin declared the ordinance adopted, affixed his signature and the date and ordered it be recorded.

Steve Austin, Mayor

Date: February 26, 2013

ATTEST:

Carolyn Williams, City Clerk

APPROVED AS TO FORM AND LEGALITY THIS DAY OF FEBRUARY, 2013.

Bv:

Dawn S. Kelsey

City Attorney

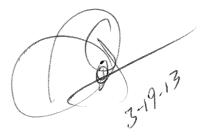
DESCRIPTION PROPOSED WATHEN LANE ANNEXATION

Beginning at a point in the northwest right-of-way line of Wathen Lane, said point being located 30 feet northwest of the centerline of the pavement of said Wathen Lane, being a corner to Lot 2A in the Division of Tract 2 of the Audubon Hills Agricultural Division, a plat of which is recorded in Plat Book 8 Page 121A, and being a common corner to the existing limits of the City of Henderson as described in Annexation Ordinance #21-2000 and Annexation Ordinance #56-87; thence with said Lot 2A and Lot 2B of said Division, and with said existing city limits line, NORTH 56 DEGREES 48 MINUTES 04 SECONDS WEST, a distance of 1076.29 feet to a corner to said Lot 2B, being in the southeast line of New Tract 5 of said Audubon Hills Agricultural Division, a plat of which is recorded in Plat Book 7 Page 133, and being a corner to said existing city limits line; thence with said New Tract 5 and said existing city limits line, NORTH 38 DEGREES 35 MINUTES 37 SECONDS EAST, a distance of 1219.67 feet to a point in the southwest line of the Jason Wesley Barrett property recorded in Deed Book 507 Page 587, a plat of which is recorded in Plat Book 8 Page 80, and being a corner to said existing city limits line; thence with said Jason Wesley Barrett property and with Lot 2 of the J. Barrett Subdivision, a plat of which is recorded in Plat Book 8 Page 214A, SOUTH 52 DEGREES 44 MINUTES 26 SECONDS EAST, a distance of 183.12 feet to a point in the southwest line of said Lot 2; thence with said Lot 2 and with Lot 1 of said J. Barrett Subdivision, a plat of which is recorded in Plat Book 8 Page 75A, SOUTH 54 DEGREES 57 MINUTES 36 SECONDS EAST, a distance of 563.18 feet to a point in the southwest line of said Lot 1; thence continuing with said Lot 1, SOUTH 54 DEGREES 28 MINUTES 04 SECONDS EAST, a distance of 58.40 feet to a the southernmost corner of said Lot 1, and being a corner to the Gregory P. Hebbeler property recorded in Deed Book 571 Page 255; thence said Hebbeler property, SOUTH 54 DEGREES 28 MINUTES 04 SECONDS EAST, a distance of 288.61 feet to a corner to a parcel acquired by the City of Henderson property from said Gregory P. Hebbeler and recorded in Deed Book 593 Page 471; thence with said City of Henderson property, NORTH 38 DEGREES 51 MINUTES 56 SECONDS EAST, a distance of 140.03 feet to a corner of said City of

Henderson parcel and being a corner to the remainder of said Hebbeler property; thence with said remainder property, NORTH 54 DEGREES 28 MINUTES 04 SECONDS WEST, a distance of 13.03 feet to a point in the northwest line of said Hebbeler remainder property, and being in the northwest right-of-way line of said Wathen Lane as shown on the plat of J.R. Higginson Subdivision No. 2, a plat of which is recorded in Plat Book 4 Page 150B; thence continuing with said Hebbeler property, NORTH 54 **DEGREES 28 MINUTES 04 SECONDS WEST, a distance of 278.26 feet to** a point in the southeast line of Lot 1 of the J. Barrett Subdivision, a plat of which is recorded in Plat Book 8 Page 75A; thence with said Lot 1, the following two (2) calls: (1) NORTH 38 DEGREES 36 MINUTES 37 SECONDS EAST, a distance of 580.14 feet; (2) thence NORTH 38 **DEGREES 36 MINUTES 00 SECONDS EAST, a distance of 100.00 feet to** a point in the line of said Lot 1, and being a corner to Lot C-2 of the J.R. Higginson Subdivision, a plat of which is recorded in Plat Book 4 Page 149A; thence with the southwest line of said Lot C-2, and an extension thereof, SOUTH 51 DEGREES 07 MINUTES 23 SECONDS EAST, a distance of 278.81 feet to the centerline of the existing pavement of said Wathen Lane; thence with said centerline, the following six (6) calls: (1) around a curve to the right, through a central angle of 20 DEGREES 05 MINUTES 25 SECONDS, an arc distance of 101.45 feet, a chord bearing of SOUTH 23 DEGREES 37 MINUTES 43 SECONDS WEST, a distance of 100.92 feet; (2) SOUTH 31 DEGREES 47 MINUTES 36 SECONDS WEST, a distance of 37.61 feet; (3) SOUTH 39 DEGREES 20 MINUTES 11 SECONDS WEST, a distance of 219.76 feet; (4) SOUTH 39 DEGREES 17 MINUTES 38 SECONDS WEST, a distance of 308.01 feet; (5) SOUTH 38 **DEGREES 51 MINUTES 56 SECONDS WEST, a distance of 140.03 feet;** (6) SOUTH 37 DEGREES 48 MINUTES 12 SECONDS WEST, a distance of 39.83 feet to a point in said centerline, and being a corner to the existing city limits of the City of Henderson as described in Annexation Ordinance #12-06; thence with said existing city limits line, NORTH 51 **DEGREES 20 MINUTES 06 SECONDS WEST, a distance of 29.93 feet to a** point in the northwest right-of-way line of said Wathen Lane as shown on the plat of Audubon Hills Subdivision, a plat of which is recorded in Plat Book 4 Page 326, said right-of-way line being shown as 30 feet northwest of said centerline and being a corner to said existing city limits line; thence with said right-of-way line, and said existing city limits line, SOUTH 38 DEGREES 54 MINUTES 41 SECONDS WEST, a

distance of 186.80 feet to a point in said right-of-way line, and being a corner to Lot 2 of said Subdivision; thence with said Lot 2, the following three (3) calls: (1) NORTH 56 DEGREES 48 MINUTES 06 SECONDS WEST, a distance of 330.00 feet; (2) SOUTH 38 DEGREES 41 MINUTES 56 SECONDS WEST, a distance of 225.00 feet; (3) SOUTH 56 DEGREES 48 MINUTES 04 SECONDS EAST, a distance of 330.00 feet to a point in said right-of-way line, said point being shown the plat as being 30 feet northwest of said centerline, and being in the existing city limits line as described in Annexation Ordinance #21-2000; thence with said right-ofway line, and said existing city limits line, SOUTH 38 DEGREES 41 MINUTES 56 SECONDS WEST, a distance of 225.00 feet to a point in said right-of-way line, and being a corner to Lot 4 of said Subdivision; thence with said Lot 4, NORTH 56 DEGREES 48 MINUTES 04 SECONDS WEST, a distance of 330.00 feet; thence continuing with said Lot 4 and then with Lot 5 of said Subdivision, SOUTH 38 DEGREES 41 MINUTES 56 SECONDS WEST, a distance of 450.00 feet to a corner to said Lot 5; thence continuing with said Lot 5, SOUTH 56 DEGREES 48 MINUTES 04 **SECONDS EAST, a distance of 330.00 feet to the northwest right-of-way** line of said Wathen Lane, and being 30 feet northwest of the centerline, and being said existing city limits line (Annexation Ordinance #21-2000); thence with said right-of-way line, running parallel with and 30 feet northwest of said centerline, and with said existing city limits line, SOUTH 38 DEGREES 42 MINUTES 03 SECONDS WEST, a distance of 50.23 feet to the point of beginning containing 29.1041 acres more or less.

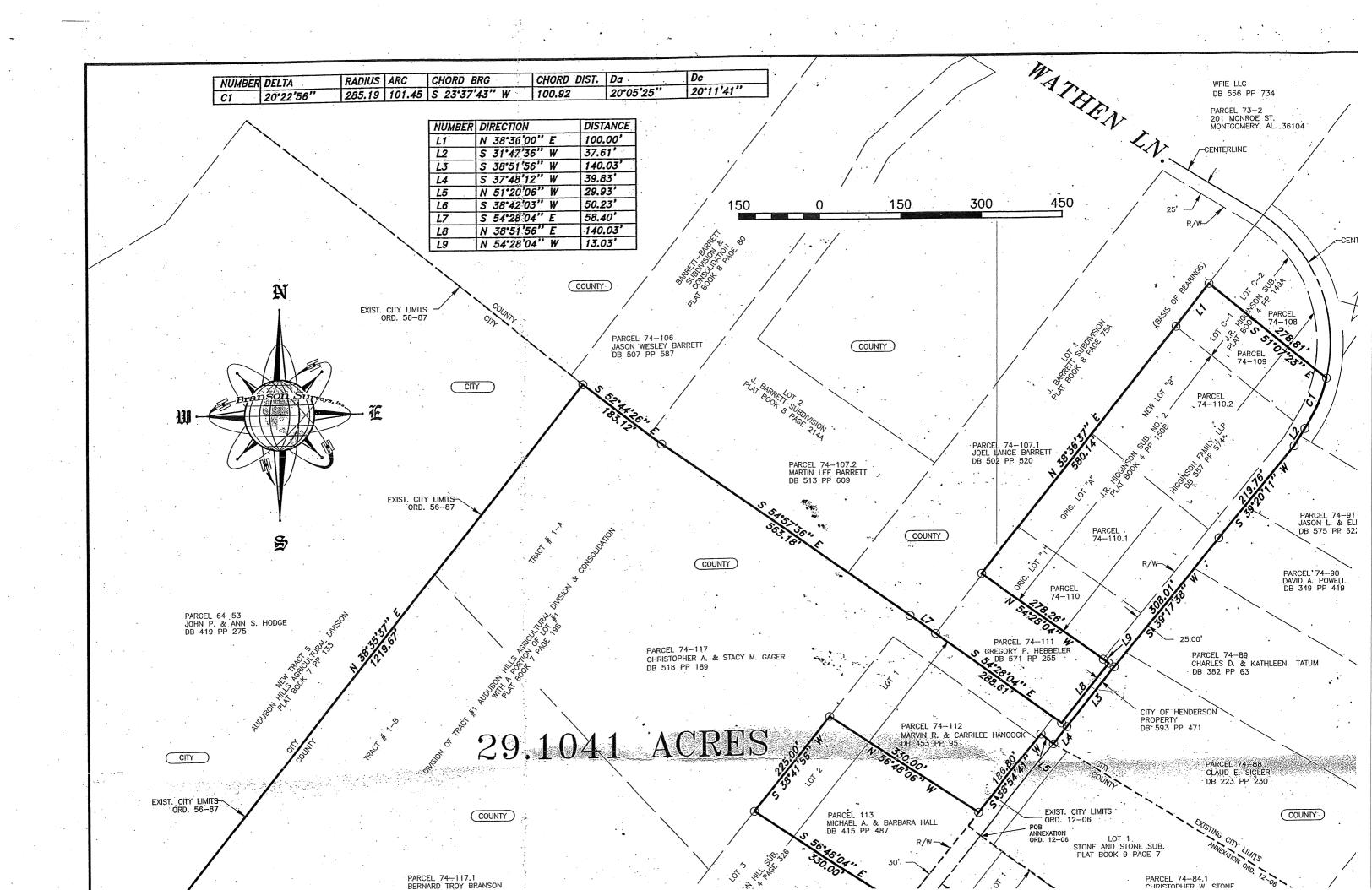


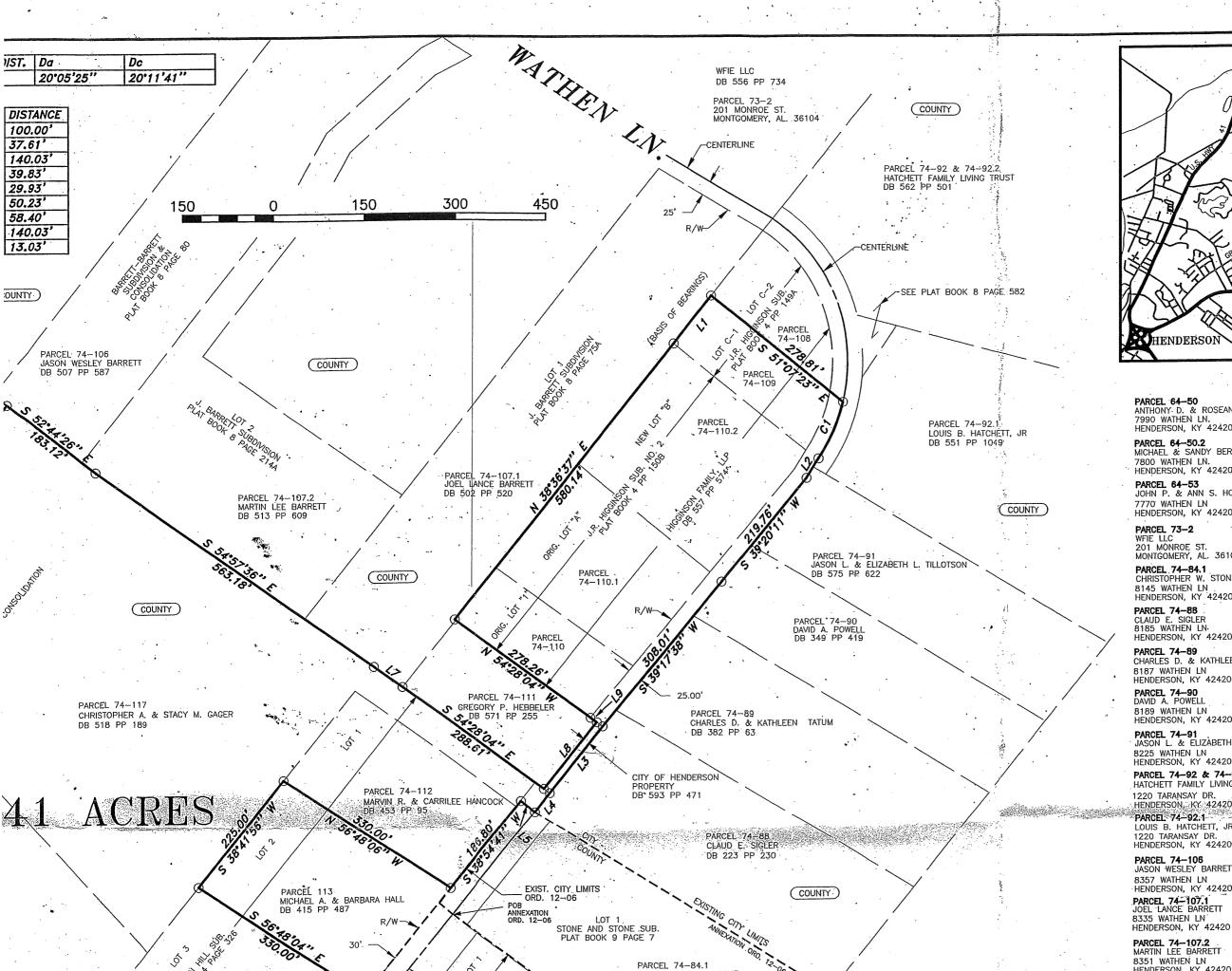


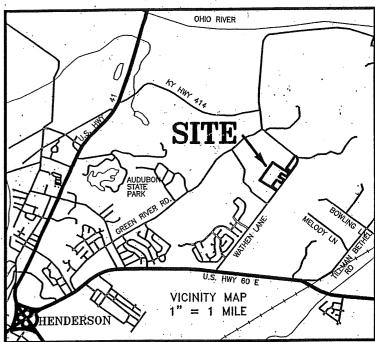
Being a certain tract of ground located on Wathen Lane in Henderson County, Kentucky and being more specifically described as follows:

Beginning at a found iron pin, in the line of Carrie Rainey and being the Northeast corner of the original Lot #1 of the Audubon Hills Subdivision, whose plat is recorded in Plat Book 4, Page 326 in the Henderson County Clerk's Office, said pin being in the West R/W of Wathen Lane and 30 feet from the center line of the road; thence with the road R/W and 30 feet from and parallel to the road center line, South 35 degrees 47 minutes 11 seconds West, a distance of 225.00 feet to an iron pin, corner to Lot #2; thence with the line of Lot#2, North 59 degrees 42 minutes 49 seconds West, a distance of 330.00 feet to an iron pin, in the line of Tract #1 of the Audubon Hills Agricultural Division; thence with the line of Tract #1, North 35 degrees 47 minutes 11 seconds East, a distance of 238.46 feet to an iron pin; thence, South 57 degrees 22 minutes 49 seconds East, a distance of 328.98 feet to the beginning; described tract containing 1.7474 acres, according to a survey of Roy Thomas Allinder, L.S. # 2,407 dated July 6, 1995 and being subject to all existing easements and R/W's.

Being the same property conveyed to Marvin Ray Hancock and his wife, Carrilee Hancock, by Deed of Correction from Gene Warren, Jr. and his wife, Charlotte F. Warren, dated September 7, 1995, of record in Deed Book 453, page 95, in the Henderson County Clerk's Office. See also deed July 26, 1995, of record in Deed Book 358, page 94, in said Clerk's Office.







ANTHONY D. & ROSEANNA L. GATEWOOD 7990 WATHEN LN. HENDERSON, KY 42420

PARCEL 64-50.2 MICHAEL & SANDY BERGER 7800 WATHEN LN. HENDERSON, KY 42420

JOHN P. & ANN S. HODGE 7770 WATHEN LN HENDERSON, KY 42420

201 MONROE ST. MONTGOMERY, AL. 36104

CHRISTOPHER W. STONE 8145 WATHEN LN HENDERSON, KY 42420

PARCEL 74-88 CLAUD E. SIGLER 8185 WATHEN LN-HENDERSON, KY 42420

PARCEL 74-89 CHARLES D. & KATHLEEN TATUM 8187 WATHEN LN

PARCEL 74-90 DAVID A. POWELL 8189 WATHEN LN HENDERSON, KY 42420

PARCEL 74-91 JASON L. & ELIZABETH L. TILLOTSON 8225 WATHEN LN HENDERSON, KY 42420

PARCEL 74-92 & 74-92.2 HATCHETT FAMILY LIVING TRUST 1220 TARANSAY DR. HENDERSON, KY 42420.

PARCEL 74-92.1 LOUIS B. HATCHETT, JR 1220 TARANSAY DR HENDERSON, KY 42420

JASON WESLEY BARRETT 8357 WATHEN LN HENDERSON, KY 42420 PARCEL 74-107.1 JOEL LANCE BARRETT

8335 WATHEN LN HENDERSON, KY 42420

PARCEL 74-107.2 8351 WATHEN LN HENDERSON. KY 42420 PARCEL 74-113 MICHAEL A. & BARBARA HALL 8110 WATHEN LN HENDERSON, KY 42420

PARCEL 74-114 JANET WALLACE P.O. BOX 1417 HENDERSON, KY 42420

PARCEL 74-115 CASSANDRA D. HAPPOLTD & RAY E. LOVAN 8034 WATHEN IN HENDERSON, KY 42420

PARCEL 74-116 BRADLEY J. & TERI MEUTH 8004 WATHEN LN HENDERSON, KY 42420

PARCEL 74-117 CHRISTOPHER A. & STACY M. GAGER 8,000 WATHEN LN HENDERSON, KY 42420

PARCEL 74-117.1 BERNARD, TROY BRANSON 7996 WATHEN LN HENDERSON, KY 42420

PARCEL 74B-1 JOHN E. & BETH A. PROBUS 8039 CHADWICK LN HENDERSON, KY 42420

PARCEL 74B-2 BRANDON D. BURNETTE 8029 CHADWICK LN HENDERSON, KY 42420

PARCEL 74B-3 BOB G. ROYSTER 8019 CHADWICK LN HENDERSON, KY 42420

PARCEL 74B-4 ESTIL C. & TAMMY D. SAGEZ 8009 CHADWICK LN HENDERSON, KY 42420

PARCEL 74B-5 JOSHUA G. & HEATHER J. THOMAS 3101 BRAXTON PARK DR. HENDERSON, KY 42420

PARCEL 74B-6 JAMES & KATHY YOUNG 3100 BRAXTON PARK DR. HENDERSON, KY 42420

PARCEL 748-7 FRED L. III & TINA M. PAFF 7989 CHADWICK LN HENDERSON, KY 42420

PARCEL 74B-8

